



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4505

by Rep. Frank J. Mautino

SYNOPSIS AS INTRODUCED:

225 ILCS 610/1.1	from Ch. 8, par. 149.1
225 ILCS 610/4	from Ch. 8, par. 152
225 ILCS 610/6	from Ch. 8, par. 154
225 ILCS 610/9.1	from Ch. 8, par. 157.1
225 ILCS 610/9.2	from Ch. 8, par. 157.2
225 ILCS 610/9.3	from Ch. 8, par. 157.3
225 ILCS 610/12	from Ch. 8, par. 160
225 ILCS 610/18	from Ch. 8, par. 166

Amends the Illinois Dead Animal Disposal Act. Defines "grease and oil collector" and "grease and oil processor". Provides that a grease and oil processor license is a Class "H" license and that an application for an original Class "H" license and for the annual renewal of a Class "H" license shall be accompanied by a fee. Further provides that no person shall operate a vehicle used to transport used cooking grease or oil without a vehicle permit issued by the Department of Agriculture of the State of Illinois. Requires owners or operators of vehicles not owned by grease and oil processors to secure a permit through the licensed grease and oil processor to whom the used cooking grease and oil will be delivered. Requires that all permittees record each collection of used cooking grease and oil, give a receipt to every person from whom the permittee collects used cooking grease and oil, and that the permittee retain a copy of all such receipts until the used cooking grease and oil is delivered to its destination. Gives the Department authority to regulate the collection and processing of used cooking grease and oil. Removes a provision prohibiting the transportation of used cooking grease and oil into another state without a reciprocal agreement with the other state. Make other changes.

LRB098 16071 ZMM 51125 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Dead Animal Disposal Act is amended
5 by changing Sections 1.1, 4, 6, 9.1, 9.2, 9.3, 12, and 18 as
6 follows:

7 (225 ILCS 610/1.1) (from Ch. 8, par. 149.1)

8 Sec. 1.1. As used in this Act, unless the context otherwise
9 requires:

10 (a) "Department" means the Department of Agriculture of the
11 State of Illinois.

12 (b) "Person" means any individual, firm, partnership,
13 association, corporation or other business entity.

14 (c) "Renderer" means any person who, for other than human
15 consumption, collects, cooks and processes bodies or parts of
16 bodies of dead animals, poultry or fish, or used cooking grease
17 and oils, for the purpose of salvaging hides, wool, skins or
18 feathers, and for the production of animal, poultry, or fish
19 protein, blood meal, bone meal, grease or tallow.

20 (d) "Blender" means any person who acquires inedible
21 by-products of bodies or parts of bodies of dead animals,
22 poultry or fish, or used cooking grease and oils, for the
23 purpose of blending them to obtain a desired percentage of

1 protein, degree of quality or color for use in animal feed,
2 poultry feed or fertilizers.

3 (e) "Collection center" means any place where bodies or
4 parts of bodies of dead animals, poultry or fish, or used
5 cooking grease and oils, are collected for loading into a
6 permitted vehicle for delivery to the renderer.

7 (f) "Permittee" means any person issued a vehicle permit
8 under the provisions of this Act.

9 (g) "Licensee" means any person licensed under the
10 provisions of this Act.

11 (h) "Rendering materials" means bodies or parts of bodies
12 of dead animals, poultry or fish, or used cooking grease and
13 oils.

14 (i) "Animal collection service" means a company that
15 conveys dead animals to a landfill facility licensed under the
16 Environmental Protection Act when no rendering service is
17 available. Waste haulers collecting waste in which a dead
18 animal is included incidental to such waste shall not be
19 considered an "animal collection service" activity.

20 (j) "Grease and oil collector" means any person who
21 collects used cooking grease and oils in a permitted vehicle
22 for delivery to a grease and oil processor for purposes other
23 than rendering or blending.

24 (k) "Grease and oil processor" means any person who stores,
25 filters, processes, or distributes used cooking grease and oils
26 for uses other than rendering or blending.

1 (Source: P.A. 88-133.)

2 (225 ILCS 610/4) (from Ch. 8, par. 152)

3 Sec. 4. Application for such license shall be made to the
4 Department on forms provided by it, which application shall set
5 forth the name and residence of the applicant, classification
6 of license or licenses requested, his place or proposed place
7 of business, and the particular method which he intends to
8 employ in disposing of rendering material and such other
9 information as the Department may require. The licenses shall
10 be classified according to type of plant operated. Renderer:
11 Class "A"--dead animals only; Class "B"--parts of bodies of
12 animals, scrap, bones, fat, used cooking grease and oils; Class
13 "C"--poultry or parts of poultry and Class "D"--fish or parts
14 of fish; Blender: Class "E"; Collection Center: Class "F";
15 Animal Collection Service: Class "G"; grease and oil processor:
16 Class "H".

17 (Source: P.A. 88-133.)

18 (225 ILCS 610/6) (from Ch. 8, par. 154)

19 Sec. 6. On the receipt of the certification described in
20 Section 5, and the payment of the fee provided herein, the
21 Department shall issue a license to the applicant to conduct
22 such business at the place specified in the application for one
23 calendar year or for the portion of the calendar year remaining
24 at the time the license is issued. No license shall be issued

1 for a plant not located within the boundaries of the State of
2 Illinois. No license issued under this Section is transferable.

3 The following nonrefundable fees shall accompany each
4 application for a license.

5 (1) For an original license of any
6 classification other than Class "F" \$150

7 (2) For the annual renewal of a license
8 of any classification other than Class "F"..... \$150

9 (3) For an original license for each
10 additional classification other than Class "F" .. \$50

11 (4) For the annual renewal of the license of
12 any additional classification
13 other than Class "F" \$50

14 (5) For an original Class "F" license \$25

15 (6) For the annual renewal
16 of a Class "F" license \$25

17 (7) For an original Class "G" license \$25

18 (8) For the annual renewal of a Class "G"
19 license..... \$25

20 (9) For an original Class "H" license \$25

21 (10) For the annual renewal of a Class "H"
22 license..... \$25

23 (Source: P.A. 88-133.)

24 (225 ILCS 610/9.1) (from Ch. 8, par. 157.1)
25 Sec. 9.1. Except as otherwise provided in Section 14, no

1 person shall operate a vehicle used to transport rendering
2 materials or used cooking grease or oils in this State without
3 a vehicle permit issued by the Department or without complying
4 with this Act. Applications for vehicle permits shall be
5 accepted only from licensed renderers and grease and oil
6 processors and shall include the name and address of the
7 proposed permittee, the location of the place or intended place
8 of the proposed permittee's business, the number and types of
9 vehicles to be used by the proposed permittee and such other
10 information as may be required by regulations of the
11 Department. Owners or operators of vehicles not owned by
12 licensed renderers or grease and oil processors in this State
13 shall secure a permit through the licensed renderer, ~~or~~
14 renderers, or grease and oil processors to whom the rendering
15 material or used cooking grease and oil will be delivered. The
16 Department shall issue a Class 1 permit for the transporting of
17 dead animals, fish or poultry; a Class 2 permit for
18 transporting parts of bodies of animals, scrap, bones, fat, or
19 used cooking grease and oils; a Class 3 permit for transporting
20 hides; and a Class 4 permit for transporting bodies or parts of
21 bodies of dead animals, poultry or fish to a landfill as an
22 animal collection service. Permits issued hereunder shall be
23 renewable annually during December of each year. All vehicle
24 permits not renewed during December of each year shall expire
25 on December 31 of that year. A \$10 fee shall accompany each
26 application for a vehicle permit or renewal thereof.

1 (Source: P.A. 88-133.)

2 (225 ILCS 610/9.2) (from Ch. 8, par. 157.2)

3 Sec. 9.2. Each vehicle issued a Class 1 permit shall have
4 the inscription "Illinois Dead Animal Disposal Permit No. ...",
5 as assigned; each truck granted a Class 2 permit shall have the
6 inscription "Illinois Scrap and Grease Permit No. ...", as
7 assigned; and each truck granted a Class 3 permit shall have
8 the inscription "Illinois Hide Permit No. ...", as assigned.
9 All of these inscriptions shall be painted in a conspicuous
10 place in contrasting color on the left side of the bed of the
11 vehicle in letters not less than 3 inches high. If the vehicle
12 transporting the rendering material or used cooking grease and
13 oil or conveying dead animals to a landfill is not a van type
14 truck, the vehicle bed, as well as any properly identified
15 tanks or barrels used for the transportation of rendering
16 material, or used cooking grease and oil when loaded or
17 partially loaded, shall be covered when traveling highways of
18 the State of Illinois. Vehicle beds shall be leak-proof or
19 constructed so that no drippings or seepage can escape.

20 Collection vehicles containing rendering material or used
21 cooking grease and oil or used for transporting dead animals,
22 poultry, fish, or parts of bodies thereof shall be thoroughly
23 scrubbed and disinfected after hauling each load, or before
24 proceeding for another load. All vehicle beds shall be painted
25 as necessary, and kept in good condition and repair at all

1 times.

2 (Source: P.A. 88-133.)

3 (225 ILCS 610/9.3) (from Ch. 8, par. 157.3)

4 Sec. 9.3. All permittees shall record each collection of
5 rendering materials or used cooking grease and oil, setting
6 forth the date, quantity and description of rendering material
7 or used cooking grease and oil collected, and the person to
8 whom such material was delivered. The permittee shall give a
9 receipt to every person from whom the permittee collects
10 rendering materials or used cooking grease and oil. The
11 original of such records, and a copy of all receipts given by
12 the permittee for rendering material or used cooking grease and
13 oil shall be retained by the permittee until the rendering
14 materials or used cooking grease and oil are delivered to their
15 destination. Thereafter, the record and receipt shall be
16 retained by the permittee for a minimum of 3 months and shall
17 be available for inspection by authorized personnel of the
18 Department.

19 (Source: P.A. 83-760.)

20 (225 ILCS 610/12) (from Ch. 8, par. 160)

21 Sec. 12. The Department shall make such reasonable
22 regulations for the carrying on and conduct of such business as
23 it may deem advisable and all persons engaged in such business
24 shall comply therewith. The Department, or its

1 representatives, in performing the duties vested in it under
2 this Act is empowered to enter, during usual working hours, any
3 premises, buildings, or other places where dead animals or used
4 cooking grease and oil may be found, for the purpose of
5 administering the provisions of this Act.

6 Licensees shall comply with rules, bulletins, manuals of
7 procedure and guidelines pertaining to renderers and blenders
8 and the handling and distribution of condemned or inedible meat
9 or poultry products which implement the federal Meat Inspection
10 Act and the federal Poultry Inspection Act. Such rules,
11 bulletins, manuals and guidelines shall become effective on the
12 date designated by the United States Department of Agriculture.
13 (Source: P.A. 86-231.)

14 (225 ILCS 610/18) (from Ch. 8, par. 166)

15 Sec. 18. The transportation of bodies or parts of bodies of
16 dead animals, poultry or fish, ~~or used cooking greases and~~
17 ~~oils,~~ raw or unrendered, except green or salted hides, shall
18 not be allowed into other states except by reciprocal
19 agreements with other states under rules of the Department.

20 (Source: P.A. 87-157.)